

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

CASE NOS. 2:22-cr-00179-LK
2:22-cr-00180-LK

Plaintiff,

V.

MIGUEL THOMAS.

FINAL ORDER OF FORFEITURE

Defendant.

This matter comes before the Court on the Government’s Motion for a Final Order of Forfeiture, *United States v. Cruz*, No. 2:22-cr-00179-LK, Dkt. No. 127 (W.D. Wash. Sep. 30, 2024); *United States v. Paleo*, No. 2:22-cr-00180-LK, Dkt. No. 333 (W.D. Wash. Sep. 30, 2024), seeking to forfeit to the United States Defendant Miguel Thomas’s interest in the following property (the “Subject Property”):

a. The following firearms, associated ammunition, magazines, and accessories, seized on or about October 25, 2022, from Mr. Thomas's residence located at 6536 21st Avenue SW, Seattle, Washington:

1. One USA Military Surplus Model 1903, 30-06 caliber rifles, bearing serial
2. number 450573;
3. One Thompson/Center Arms Co. .58 caliber rifle, bearing serial number L 724;
4. One National Ordnance, Model 1903A3, 30-06 caliber rifle, bearing serial
5. number 5006999;
6. One Remington Arms Company Inc, Model II, unknown caliber, bearing serial
7. number 249130;
8. One Manufacture France, Model M1936, 75 caliber rifle with strap, bearing an
9. unknown serial number;
10. One Enfield, Model NO4MKI, unknown caliber rifle, bearing serial number
11. 83L9225;
12. One USA Military Surplus, Model 1903, 30-06 caliber rifle, bearing serial
13. number 1483164;
14. One Marlin Firearms Co. Model 882, 22 caliber rifle with scope, bearing serial
15. number 98702271;
16. One unknown make, model, and caliber rifle, bearing an unknown serial
17. number;
18. One Winchester, Model 290, 22 caliber rifle, bearing serial number B882285;
19. One Mauser, Model 1895, 257 caliber rifle, bearing serial number E8095;
20. One Harrington & Richardson Model 251, 20-gauge shotgun, bearing serial
21. number 29-050999;
22. One Enfield, Model NO4MKI, 303 caliber rifle with strap, bearing serial
23. number OC47730;

- 1 14. One Springfield Armory (HS Produkt) Model XD9 Compact, 9 caliber pistol,
2 bearing serial number GM820304, with loaded magazine;
- 3 15. One Palmetto State Armory, Model M1911, 45 caliber pistol, bearing serial
4 number PSB000906 on the lower piece, with a Rock Island Armory slide
5 attached, and associated magazine;
- 6 16. Five rounds of 9mm ammunition; and
- 7 17. One loaded magazine with .380 caliber ammunition.

- 8 b. The following property seized on or about October 25, 2022, from a residence used by
9 Mr. Thomas, located at 14420 34th Avenue S, Apt. 2, Tukwila, Washington:¹
 - 10 1. \$1,539 in U.S. currency.
 - 11 c. One Beretta APX 9mm pistol, serial number 153080X, with associated ammunition,
12 that Mr. Thomas possessed on May 19, 2022.

13 The Court, having reviewed the Government's Motion, as well as the other papers and
14 pleadings filed in this matter, hereby finds that entry of a Final Order of Forfeiture is appropriate
15 for the following reasons:

- 16 • On February 20, 2024, the Court entered a Preliminary Order of Forfeiture finding the
17 Subject Property forfeitable pursuant to 21 U.S.C. § 853(a) and 18 U.S.C. § 924(d), by
18 way of 28 U.S.C. § 2461(c), as property that facilitated, and/or that constitutes proceeds
19 of, Mr. Thomas's commission of (1) Carrying a Firearm During and in Relation to a
20 Drug Trafficking Crime, in violation of Title 18, United States Code, Section
21 924(c)(1)(A)(i), as charged in Count 3 of the Indictment in Case No. 22-cr-00179; and

22
23 ¹ The Government's motion does not address the Ruger SP101 .22 caliber Revolver, bearing serial number 577-04336,
24 with associated ammunition and magazines, which was also preliminarily forfeited from Defendant Thomas, because
ancillary forfeiture proceedings to resolve a third-party claim to that firearm are ongoing. See No. 2:22-cr-00180-LK,
Dkt. Nos. 301, 324 (W.D. Wash.); No. 22-cr-00179-LK, Dkt. Nos. 121, 125 (W.D. Wash.).

1 (2) Conspiracy to Distribute Controlled Substances in violation of Title 21, United
2 States Code, Sections 841(a)(1), (b)(1)(C), and 846, a lesser-included offense of that
3 charged in Count 1 of the Indictment in Case No. 22-cr-00180. No. 2:22-cr-00180-LK,
4 Dkt. No. 233 at 4 (W.D. Wash. Feb. 20, 2024); No. 2:22-cr-00179-LK, Dkt. No. 92 at
5 4 (W.D. Wash. Feb. 20, 2024).

6 • Thereafter, the United States published notice of the pending forfeiture as required by
7 21 U.S.C. § 853(n)(1) and Federal Rule of Criminal Procedure 32.2(b)(6)(C), No. 2:22-
8 cr-00180-LK, Dkt. No. 244 (W.D. Wash. Mar. 25, 2024); No. 2:22-cr-00179-LK, Dkt.
9 No. 111 (W.D. Wash. Mar. 25, 2024), and provided direct notice to 13 potential
10 claimants as required by Federal Rule of Criminal Procedure 32.2(b)(6)(A), *see* No.
11 2:22-cr-00180-LK, Dkt. No. 334 at 1–5 (W.D. Wash. Sept. 30, 2024); No. 22-cr-00179-
12 LK, Dkt. No. 128 at 1–5 (W.D. Wash. Sept. 30, 2024).
13 • The time for filing third-party claims to the Subject Property has expired, and none
14 were filed. *See* No. 2:22-cr-00180-LK, Dkt. No. 333 at 6 (W.D. Wash. Sept. 30, 2024);
15 No. 2:22-cr-00179-LK, Dkt. No. 127 at 6 (W.D. Wash. Sept. 30, 2024).

16 Now, therefore, the Court ORDERS the following:

17 1. No right, title, or interest in the Subject Property exists in any party other than the
18 United States;
19 2. The Subject Property is fully and finally condemned and forfeited, in its entirety,
20 to the United States;
21 3. The United States Department of Justice, Federal Bureau of Investigation, and/or
22 their representatives, are authorized to dispose of the Subject Property in
23 accordance with the law; and

4. The Court will retain jurisdiction for the purpose of enforcing the Final Order of Forfeiture as necessary pursuant to Federal Rule of Criminal Procedure 32.2(e).

IT IS SO ORDERED.

Dated this 22nd day of October, 2024.

Lauren King

Lauren King
United States District Judge